

2-17-63

24 APR 1956

MEMORANDUM FOR: Legislative Counsel

SUBJECT: S. 3287, A Bill to Authorize the Training of
Federal Employees at Public or Private Facilities,
and for Other Purposes

1. Subject bill proposes to authorize the heads of the various Federal agencies to obtain related training for their employees in other agencies or non-Federal facilities.

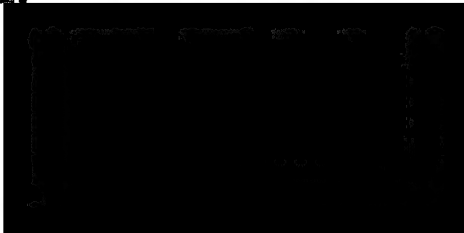
2. Considering S. 3287 from the point of view of the Federal Career Service, as a whole, it appears to be a desirable move in the direction of elevating or improving Federal employee standards and capabilities. Insofar as this Agency is concerned, however, no formal position appears necessary inasmuch as CIA is exempt by reference in Section 2(a) of the proposed bill. As you are aware, this Agency possesses its own authority in Public Law 110, 81st Congress.

3. No further activity by your office is recommended insofar as this Office is concerned.

[REDACTED]

Harrison G. Reynolds
Director of Personnel

STATINTL

| | | |
|---|--|--|
| NOTICE OF PENDING LEGISLATION | | DATE |
| | | 5 March 1956 |
| | | LEGISLATIVE BILL NO. S. 3287 |
| SECTION I | | |
| GENERAL | | |
| TO : Dir/Training ✓ OGC Dir/Personnel | | FROM: LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL |
| THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS: | | |
| <input type="checkbox"/> SENT TO YOU FOR INFORMATION ONLY. | | |
| <input type="checkbox"/> A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION <input type="checkbox"/> IS <input type="checkbox"/> IS NOT PREDICTED. | | |
| <input checked="" type="checkbox"/> SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED. | | |
| IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY _____ | | |
| SECTION II | | |
| COMMENTS (From Original Addressee) | | |
| TO : LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL | | FROM: Chief, Plans & Policy Staff, OTR |
| <p>1. The attached bill is of interest to this Office in the following respects:</p> <ul style="list-style-type: none"> a. The Agency derives its authority to spend money for training its personnel at public or private institutions, etc., from Public Law 110, 81st Congress, 1st Session (1949). b. While the attached bill specifically exempts CIA from its provisions (reference Section 2, page 2, line 9) Section 7, page 4, lines 10 through 13 may have the effect of repealing Public Law 110, op. cit., thus leaving the Agency with no authority for these purposes. c. Section 5 is of interest since it would have the effect, if enacted into law, of establishing a precedent for defining the legal obligation of an employee to the government in consideration of his acceptance of training at government expense. <p>2. It is therefore requested that your Office obtain clarification of the point raised in paragraph 1 b. above. If the Bill does have the effect of repealing Public Law 110, ibid., it is further requested that you recommend appropriate modification to Section 7 of the Bill.</p> <p>FOR THE DIRECTOR OF TRAINING:</p> <div style="text-align: right;">  </div> | | |
| DATE OF COMMENTS 13 March 1956 | | |
| SIGNATURE AND TITLE Approved For Release 2002/01/02 : CIA-RDP59-00224A000200120001-0 | | |
| FORM NO. 488 REPLACES FORM 23-3 WHICH MAY BE USED. | | |

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UNCLASSIFIED

Approved For Release 2002/01/02 : CIA-RDP59-00224A000200120001-0

CONFIDENTIAL

SECRET

ROUTING AND RECORD SHEET

PPS-51

INSTRUCTIONS: Officer designations should be used in the "TO" column. Under each comment a line should be drawn across sheet and each comment numbered to correspond with the number in the "TO" column. Each officer should initial (check mark insufficient) before further routing. This Routing and Record Sheet should be returned to Registry.

FROM:

Chief, PPS/TR

4, T-31

TELEPHONE

NO.

156-66-21

DATE

23 March 1956

STATINTL

TO

ROOM
NO.

DATE

REC'D

FWD'D

OFFICER'S
INITIALS

TELEPHONE

COMMENTS

STATINTL

Legislative
Counsel332
Admin

3/20

2. Per our conversation.

O.G.C.

21
man
'56Legislative
Counsel

3/23

4 TO 3 no problem
see my comment
on ~~5-287~~ H.R. 9510

5.

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Approved For Release 2002/01/02 : CIA-RDP59-00224A000200120001-0

FORM NO. 610
1 APR 55REPLACES FORM 51-10
WHICH MAY BE USED.

SECRET

CONFIDENTIAL

UNCLASSIFIED

NOTICE OF PENDING LEGISLATION

DATE

9 March 1956

LEGISLATIVE BILL NO.

H. R. 9510

SECTION I

GENERAL

TO : Dir/Training
OGC ✓ Dir/PersonnelFROM: LEGISLATIVE COUNSEL
OFFICE OF GENERAL COUNSEL

THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS:

Companion Bill to
S. 3287☐ SENT TO YOU FOR INFORMATION ONLY.☐ A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION ☐ IS ☐ IS NOT PREDICTED.☒ SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED.

IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY

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SECTION II

COMMENTS (From Original Addressee)

TO : LEGISLATIVE COUNSEL
OFFICE OF GENERAL COUNSEL

FROM:

Office of General Counsel

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HERE

1. We do not think that this bill will have any effect on Central Intelligence Agency authorities. The inclusion of Section 3 raises the question of whether or not we need similar language in our Act in order to have a sound legal basis for detailing our employees to other agencies for training. It raises some doubt as to whether or not the language "...with domestic or foreign public or private institutions..." in Section 4 of the Central Intelligence Act is broad enough to include this type of training. Because no problem has arisen in this regard so far and because of the pressing time element in submitting our proposed legislation, it is recommended that no action be attempted on this matter at this time.

2. The Office of Training raises a question on the effect of the repealer in the proposed legislation. Since the Central Intelligence Agency is specifically excepted from the Bill, the repealer has no effect on our authorities.

DATE OF COMMENTS

23 March 1956

CONFIDENTIAL

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|--|--|--|
| NOTICE OF PENDING LEGISLATION | | DATE <div style="text-align: center;">9 March 1956</div> LEGISLATIVE BILL NO. <div style="text-align: center;">H R. 9510</div> |
| SECTION I GENERAL | | |
| TO : Dir/Training OGC Dir/Personnel | FROM: LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL | |
| THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS: Companion Bill to <div style="text-align: right;">S. 3287</div> <input type="checkbox"/> SENT TO YOU FOR INFORMATION ONLY. <input type="checkbox"/> A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION <input type="checkbox"/> IS <input type="checkbox"/> IS NOT PREDICTED. <input checked="" type="checkbox"/> SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED. <div style="border: 1px solid black; padding: 5px; margin: 10px auto; width: 80%;"> IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY _____ </div> | | |
| SECTION II COMMENTS (From Original Addressee) | | |
| TO : LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL | FROM: <div style="text-align: center;">Chief, Plans & Policy Staff, OTR</div> | |
| <p style="text-align: center;">The Office of Training comments to H. R. 9510 are the same as those for Companion Bill S. 3287.</p> | | |

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| NOTICE OF PENDING LEGISLATION | | DATE 9 March 1956 |
| | | LEGISLATIVE BILL NO. S. 3287 |
| SECTION I | | |
| GENERAL | | |
| TO : Dir/Training, OGC ✓ Dir/Personnel DO/S | FROM: LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL | |
| THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS: Companion Bill to H.R. 9510 | | |
| <input type="checkbox"/> SENT TO YOU FOR INFORMATION ONLY. | | |
| <input type="checkbox"/> A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION <input type="checkbox"/> IS <input type="checkbox"/> IS NOT PREDICTED. | | |
| XXX SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED. | | |
| [IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY] | | |
| FOLD HERE | | |
| SECTION II | | |
| COMMENTS (From Original Addressee) | | |
| TO : LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL | FROM: Office of General Counsel | |
| See comments on companion bill (H.R. 9510) | | |
| FOLD HERE | | |
| DATE OF COMMENTS 23 March 1956 | | |
| FORM NO. 488 REPLACES FORM 1 FEB 55 WHICH MAY BE USED. | | |

STATINTL

ER-8-0107

4 March 1956

Memorandum for: General Counsel

Subject: S. 3287 - Training Bill

1. S. 3287 attached is the Administration's training bill. There is a companion bill in the House (H. R. 9510). As I analyze this bill, the exception of CIA from the term "Federal agency" effectively puts us outside the coverage of this bill, which means that we retain our current authorities. If this be the case, and if I understand the background on this matter correctly, we would presumably support the passage of this bill. I would appreciate a reading from you on it however as I know this has been a somewhat complicated matter and I know the Office of Training is intensely interested in the outcome.

2. Just what this will do to an earlier bill (H. R. 2425) introduced by Congressman Rees is not clear, although I rather assume that S. 3287, having been jointly introduced by the Chairman and senior Republican on the Senate Committee, will prevail. You will recall that H. R. 2425 specifically re-enacted Section 4 of the CIA Act of 1949.

Norman S. Paul
Legislative Counsel

Attachment

IG:NSP/blc

Orig. - Add

1 - DD/S

1 - Dir. of Training

1 - Dir. of Personnel

NOTICE OF PENDING LEGISLATION

DATE

5 March 1956

LEGISLATIVE BILL NO.

S. 3287

SECTION I

GENERAL

TO : Dir/Training
Dir/Personnel

OGC ✓

FROM: LEGISLATIVE COUNSEL
OFFICE OF GENERAL COUNSEL

THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS:

☐ SENT TO YOU FOR INFORMATION ONLY.☐ A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION ☐ IS ☐ IS NOT PREDICTED.☒ SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED.

IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY _____

FOLD
HERE

SECTION II

COMMENTS (From Original Addressee)

TO : LEGISLATIVE COUNSEL
OFFICE OF GENERAL COUNSELFROM:
Office of General CounselFOLD
HERE~~This bill will have no effect on CIA activities~~

See comments on Companion Bill No. H. R. 9510.

STATINTL

DATE OF COMMENTS

23 March 1956 Approved For Release



to HIR 9512

84TH CONGRESS
2D SESSION

S. 3287

IN THE SENATE OF THE UNITED STATES

FEBRUARY 27, 1956

Mr. JOHNSTON of South Carolina (for himself and Mr. CARLSON) introduced the following bill; which was read twice and referred to the Committee on Post Office and Civil Service

A BILL

To authorize the training of Federal employees at public or private facilities, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the President of the United States may authorize the
4 heads of Federal agencies to obtain training at non-Federal
5 facilities for civilian officers and employees of their agencies,
6 when they find that such training will be in the interests
7 of the Government and not inconsistent with the interests
8 of national security and will contribute to the more effective
9 functioning of their agencies.

10 SEC. 2. For the purposes of this Act—

I

1 (a) The term "Federal agency" means (1) any de-
2 partment or independent establishment in the Executive
3 Branch of the Government, including any Government-
4 owned or controlled corporation subject to title I or title II
5 of the Government Corporation Control Act (but not in-
6 cluding any corporation under the supervision of the Farm
7 Credit Administration of which corporation any member of
8 the board of directors is elected or appointed by private in-
9 terests), except the Central Intelligence Agency, the Atomic
10 Energy Commission, the Tennessee Valley Authority, the
11 Bureau of Medicine and Surgery of the Veterans' Adminis-
12 tration, and the Foreign Service of the State Department,
13 (2) the municipal government of the District of Columbia,
14 (3) the Library of Congress, (4) the Government Print-
15 ing Office, and (5) the General Accounting Office.

16 (b) The term "training" means the provision of oppor-
17 tunities to acquire skill or knowledge related to the work of
18 the respective Federal agencies.

19 (c) The term "non-Federal facilities" includes State,
20 county, local, or foreign governments, interstate or inter-
21 national organizations, or instrumentalities thereof; institu-
22 tions of learning; laboratories; trade, labor, agricultural, or
23 scientific associations; foundations; industrial or commercial
24 organizations; or other appropriate organizations and
25 facilities, foreign or domestic.

1 (d) The term "employee" means any officer or em-
2 ployee of a Federal agency, as defined above, except those
3 subject to the Career Compensation Act of 1949, as amended.

4 SEC. 3. Training of employees of one Federal agency
5 by another; loan of training facilities among Federal agen-
6 cies; and training activities on a joint basis among Federal
7 agencies are also authorized.

8 SEC. 4. Appropriations or other funds available to
9 Federal agencies for salaries or expenses shall be available
10 for the purposes of this Act. Tuition, fees, and related
11 training expenses may be paid to the training facility or to
12 the trainee: *Provided*, That no part of any appropriation,
13 or of the funds available for expenditure by any corporation,
14 or other funds, shall be available to pay for training at any
15 facility that teaches or advocates the overthrow of the
16 Government of the United States by force and violence.

17 SEC. 5. Regulations issued under authority of the Presi-
18 dent pursuant to this Act shall set forth the obligations to
19 which employees who accept training in non-Federal facili-
20 ties shall be required to agree, and any such trainee who
21 fails to fulfill his obligations shall be required to reimburse
22 the Government whatever portion of the travel, subsistence,
23 tuition, fees, and related training expenses the head of the
24 agency concerned finds equitable.

25 SEC. 6. This Act shall become effective upon its

1 passage. After ninety days from the date of its enactment,
2 no training in non-Federal facilities shall be obtained for
3 an employee by a Federal agency except as provided by
4 this Act: *Provided, however,* That such training begun or
5 specifically approved by the appropriate authorizing official
6 prior to the enactment of this Act or within ninety days
7 thereafter may be completed in accordance with the au-
8 thorities upon which they were based, and without regard
9 to the provisions of this Act.

10 SEC. 7. All laws or parts of laws inconsistent with the
11 provisions of this Act are hereby repealed to the extent of
12 such inconsistency, and such repeal shall include but shall
13 not be limited to the following laws and parts of laws:

14 (a) Section 307 (b) of the Civil Aeronautics Act of
15 1938, as amended by Public Law 670, Eighty-first Congress
16 (64 Stat. 417).

17 (b) Section 3 (b) of Public Law 259, Seventy-sixth
18 Congress (53 Stat. 1182), amending the Merchant Marine
19 Act of 1936, as amended.

20 (c) Clause (8) of section 803 of the Civil Aeronautics
21 Act of 1938, as amended by Public Law 691, Seventy-ninth
22 Congress (60 Stat. 945). Clause 7 of the same section is
23 amended by inserting the word "and" at the beginning, im-
24 mediately following the number "(7)" and immediately
25 preceding the word "promote", striking out the word "and"

1 at the end following the semicolon, and changing the semi-
2 colon to a period.

3 (d) Section 16 of the Defense Highway Act of 1941
4 (55 Stat. 770), as amended.

5 (e) Public Law 472, Eighty-first Congress (64 Stat.
6 43), as amended.

7 (f) That part of section 6 of Public Law 448, Sixty-
8 ninth Congress (44 Stat. 793), amending the World War
9 Veterans' Act which follows the words "and may detail em-
10 ployees to attend the same"; and that part of the first sen-
11 tence of section 9 of part VII, Veterans Regulation Num-
12 bered 1 (a), as amended by Public Law 16, Seventy-eighth
13 Congress (57 Stat. 45), which reads "and may detail any
14 such personnel to attend courses conducted by other than
15 Veterans' Administration agencies, including private organi-
16 zations, and such employees in addition to their salaries shall
17 be entitled to the payment of expenses incident to such detail,
18 including transportation and tuition, as the Administrator by
19 rules and regulations shall provide".

20 SEC. 8. The President shall report annually to Congress
21 upon the operation of this Act.

84TH CONGRESS
2d Session

S. 3287

A BILL

To authorize the training of Federal employees
at public or private facilities, and for other
purposes.

By Mr. JOHNSTON of South Carolina and
Mr. CARLSON

FEBRUARY 27, 1956

Read twice and referred to the Committee on Post
Office and Civil Service